

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.298 OF 2009

Arun Deo Singh ... Applicant

vs

The State of Maharashtra ... Respondent

None for Applicant

Mr.D.P.Adsule A.P.P.for State

Mr.D.N.Salvi, Advocate for Air Force (Union of India)

...

CORAM: B.H.MARLAPALLE &
MRS.MRIDULA BHATKAR, JJ

DATE: 15th March, 2010

P.C.

1. The applicant prays for condoning the late reporting to the jail during the period from 30th September, 2009 to 1st October,2009 (2 days).

2. Mr.Salvi, the learned standing counsel for the Union of India has placed before us a copy of the letter dated 8th December, 2010 he has received from the Wing Commander 411 Air Force Station Mumbai-33 and as per the same the appellant's statutory petitions submitted to the Central government was duly considered by the Ministry of Defence and rejected on 20th July, 1999. The learned A.P.P.on the other hand has placed on record a copy of

the letter dated 15th February, 2010 he has received from the Superintendent, Mandal Karagriha, Samastipur and as per the said letter the appellant is undergoing sentence for the offence punishable under sections 363 and 366A of the Indian Penal Code. Mr.Salvi the learned standing counsel therefore, seeks time to take instructions whether the appellant has already undergone the sentence as awarded by the Court Martial and in case that period has already expired this application may not survive.

Hence, stand over for two weeks.

B.H.MARLAPALLE, J

MRS.MRIDULA BHATKAR, J

